IMT Nuremberg Archives

H – 3119

International Court of Justice

H3119 - 0002

OFFICE OF CHIEF OF COUNSEL FOR WAR CRIMES

EVIDENCE DIVISION

Date : 21 July 1948

I certify that Document Number 3408-PS was introduced into evidence as Exhibit Number USA-934 in the Trial by the International Military Tribunal of Hermann GOERING, et al, which commenced on 20 November 1945, and that the attached photostat is a true and correct copy of the original.

Fred Niebergall

Fred NIEBERGALL
Chief, Document
Control Branch.

H3119 - 0003

C E R T I F I C A T E

I hereby certify that the annexed document 3408-PS No. USA - 534 is a photostat of an original document submitted in evidence by the United States Prosecution under this number. The original document has been withdrawn in accordance with Rule 10 of the International Military Tribunal, and to the best of my knowledge and belief is to be held at the National Archives, Washington D.C. .

Paul Joosten

Nuremberg, 1 July 1948

PAUL A. JOOSTEN

General Secretary
International Military
Tribunal

BERND VON BRAUCHITSCH NUERNBERG DEN 16.11.45

EIDESSTATTLICHE ERKLAERUNG.

DIE LUFTFLOTTENCHEFS SIND DEN ARMEEOBERBEFEHLSHABERN GLEICHZUSETZEN. SIE SIND WAEHREND DES KRIEGES KEINE TERRITORIALBEFEHLSHABER GEWESEN UND UEBTEN DEMENTSPRECHEND AUCH KEINE VOLLZIEHENDE GEWALT AUS.

SIE WAREN DIE HOECHSTEN TRUPPENVORGESETZTEN DER IHNEN UNTERSTELLTEN LUFTWAFFENVERBAENDEN UND DEM OBERBEFEHLSHABER DER LUFTWAFFE UNMITTELBAR UNTER - STELLT.

BIS ZUM SOMMER 44 FUEHRTEN SIE DIE DIENSTSTELLEN-BEZEICHNUNG ↕ BEFEHLSHABER ↕, AB DIESEM ZEITPUNKT DIE DIENSTSTELLENBEZEICHNUNG ↕ OBERBEFEHLSHABER ↕. HIER-DURCH AENDERTE SICH GEGENUEBER DER VORZEIT IN IHREM AUFGABEN- UND VERANTWORTUNGSBEREICH NICHTS.

Brauchitsch

INTERNATIONAL MILITARY TRIBUNAL
NUERNBERG
USA Exhibit No. 534
Filed

H3119 - 0004

aff 9

CITY OF NURNBERG: SS

Before me, WALTER H. RAPP, Captain, Cavalry, ASN O-454231, an officer duly qualified to take oaths, appeared Colonel BERND von BRAUCHITSCH, to me known, who in my presence signed the foregoing "Erklärung" (statement) consisting of one page in the German language, and swore that the same was true on the 20th day of November 1945.

Walter H. Rapp
WALTER H. RAPP
Captain CAV
O-454231

H3119 - 0005

aff 9 3

TRANSLATION OF AFFIFAVIT No. 9

BERND VON BRAUCHITSCH

NURNBERG

16. 11. 45

SWORN STATEMENT

Luftflottenchefs have the same status as the Oberbefehlshaber of an army. During the war they had no territorial authority and accordingly exercised no territorial jurisdiction.

They were the highest troop commanders of the air force units subordinate to them and were directly under the command of the Commander-in-Chief of the Air Force.

Until the summer of 1944 they bore the designation "Befehlshaber" and from then on that of "Oberbefehlshaber". This change of designation carried with it no change in the functions and responsibilities which they previously had.

(Signed) BRAUCHITSCH

H3119 - 0006

Aff 9

CITY OF NURNBERG: SS

Before me, WALTER H. RAPP, Captain, Cavalry, ASN O-454231, an officer duly qualified to take oaths, appeared Colonel BERND von BRAUCHITSCH, to me known, who in my presence signed the foregoing "Erklärung" (statement) consisting of one page in the German language, and swore that the same was true on the 20th day of November 1945.

(Signed) Walter H. Rapp
WALTER H. RAPP
Captain CAV
O-454231

TRANSLATOR'S NOTE: (The above acknowledgment of oath appeared in the original in English)

CERTIFICATE OF TRANSLATION
OF DOCUMENT

I, PAUL A. NEULAND, Major, QMC, ASN O-385720, hereby certify that I am thoroughly conversant with the English and German languages; and that the above is a true and correct translation of Affidavit No.

Paul A. Neuland
PAUL A. NEULAND
Major QMC
O-385720

H3119 - 0007

H3119-0007A

Aff 9 -3708-PS
USA-534

H-3119

Affidavit 9 - Exhibit U.S.A. 534

Filed Jan. 4, 1946

3708-PS

USA 534

A 093188

H3119 - 0008

H3119-0009

4 pages.